

May 27, 2005

In the matter of WT Docket No. 96-86 (FCC 05-9)

My comments to the 7<sup>th</sup> NPRM portion of this docket are phrased as questions.

1-Does the SAM protocol recommended for the wideband interoperability standard (paragraph 50, page 22) contain any patented intellectual property rights (IPR)?

2-If the recommended standard contains IPR, would it be offered to others at a fair and reasonable cost?

3-If the recommended standard contains IPR, would the IPR be extended to the mobile radio, the base transmitter, network controller, etc. necessary to provide a complete wideband data system capable of operation on the interoperability channels?

4-If the recommended standard contains IPR but offered at no cost to others for use on the interoperability channels, would the IPR extend to the mobile radio, the base transmitter, and any network controller, etc. necessary to provide a complete wideband data system capable of operation on the interoperability channels?

5-Does the capability requirement of all radios to operate on all interoperability channels (paragraph 53, page 23) using the recommended standard include radios which may ultimately be used on the 5.4 MHz spectrum currently described as "Reserve" when it may be made available?

6-Much of the radio equipment used by Public Safety (Federal, State and Local) is purchased with Public dollars. Would the Commission by its Rules & Regulations for Public Safety adopt that which would yield economic benefit to the patent holder(s) for all radio equipment used by Public Safety regardless of make, model or manufacturer?

Thank you,

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